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Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF SECRETARY

In the Matter of)	
)	
UACC Midwest, Inc. d/b/a)	CC Docket No. 95-94
United Artists Cable Mississippi)	
Gulf Coast; et al.)	
)	PA 91-0005 through
v.)	PA 91-0009
)	
South Central Bell Telephone)	
Company)	

To: The Commission

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JOINT MOTION TO VACATE HEARING DESIGNATION ORDER

Pursuant to the Settlement Agreement filed by the parties in this case on August 16, 1995, and approved by the Administrative Law Judge ("ALJ") on August 22, 1995, complainants UACC Midwest, Inc. d/b/a United Artists Cable Mississippi Gulf Coast, Telecable Associates, Incorporated, Vicksburg Video, Inc., Mississippi Cablevision, Inc., and Mississippi Cable Television Association and respondent BellSouth Telecommunications, Inc., formerly d/b/a South Central Telephone Company, jointly move to vacate the

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Hearing Designation Order, DA 95-1363 entered in this case on June 15, 1995 by the Common Carrier Bureau, acting under delegated authority, and for their motion state as follows:

1. On August 16, 1995 the parties entered into a settlement agreement to compromise all issues in the captioned cases. Specifically, the parties agreed to negotiated rates for the period between the date the complaints were filed until December 31, 1995. Respondent agreed to credit complainants \$140,744.26 within thirty days after an order approving the settlement.
2. The parties further agreed to file a joint motion to vacate the hearing designation order within thirty days after an order approving the settlement.
3. On August 22, 1995, the presiding ALJ assigned to this matter issued an order approving the settlement agreement and dismissing the pending complaints with prejudice.
4. The Commission has granted similar motions.¹ The instant motion is in the public interest insofar as the agreement ends protracted and costly litigation, is

¹ GTE Telenet Communications Corp. v. AT&T, No. E-81-32 1986 FCC LEXIS 3062 (Jul. 8, 1986) at para. 4, part. recond. denied, 1 FCC Rcd 367 (1986) (vacating memorandum opinion and order in formal complaint
dismissing 65 such settlement agreements reached after good faith

unopposed by any party, and will conserve Commission resources.²

CONCLUSION

For the foregoing reasons, the undersigned respectfully requests that the Bureau vacate its hearing designation order.

RESPECTFULLY SUBMITTED


BELLSOUTH TELECOMMUNICATIONS, INC.

A handwritten signature in cursive script, appearing to read "Theodore R. Kingsley", is written over a horizontal line.

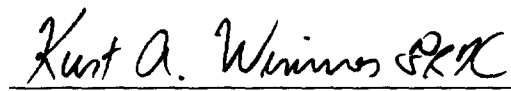
M. Robert Sutherland
Theodore R. Kingsley
675 West Peachtree Street
Atlanta, Georgia 30375

² Respondent's pending Application for Review, Complainant's Opposition to Application for Review, and Respondent's Motion for Extension of Time will be rendered moot by the Commission's grant of the instant motion.

UACC Midwest, Inc. d/b/a
United Artists
Cable Mississippi Gulf Coast
Telecable Associates, Incorporated
Mississippi Cablevision, Inc.
Mississippi Cable Television
Association

By: 
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Its Attorney

Vicksburg Video, Inc.

By: 
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Its Attorney

Date: November 14, 1995

CERTIFICATE OF SERVICE

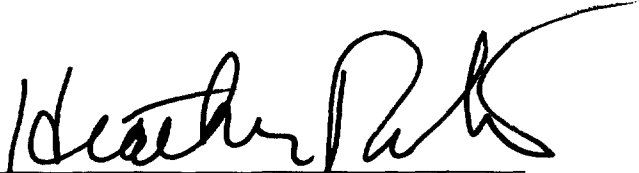
I, Heather Roberts, do hereby certify that a copy of the foregoing was sent via first-class, postage pre-paid, United States mail, this 26th day of November, 1995, to the following:

Hon. Joseph Chachkin*
Administrative Law Judge
Federal Communications Commission
2000 L Street N.W. Room 226
Washington, D.C. 20554

John C. Hays*
John V. Giusti*
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*Via Hand Delivery